

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**April 18, 2007**

## DIVISION TWO

[illegible]

The judgment is affirmed.

Chavez, J.

We concur: Boren, P.J.  
Ashmann-Gerst, J.

B191556 People (Not for Publication)  
v.  
Ocegueda

The Court:

The appeal is dismissed. The superior court is directed to correct the abstract of judgment to show that appellant's one-year firearm use enhancement was imposed pursuant to section 12022, subdivision (a)(1) rather than section 12022.53, subdivision (d) and to forward a corrected copy to the Department of Corrections and Rehabilitation.

Doi Todd, Acting P.J., Ashmann-Gerst, J., Chavez, J.

April 18, 2007 (Continued)

DIVISION TWO (continued)

B190629 People (Not for Publication)

V.  
Vincent C.

The judgment is affirmed but remanded for the juvenile court to exercise its discretion pursuant to Welfare and Institutions Code section 702 and, if necessary, recalculate the period of confinement.

Ashmann-Gerst, J.

We concur:   Boren, P.J.  
                      Doi Todd, J.

B192729 Los Angeles County, D.C.S. (Not for Publication)

v.  
Jan M.

The juvenile court's dispositional orders are affirmed.

Ashmann-Gerst, J.

We concur:   Boren, P.J.  
                      Doi Todd, J.

B189949 People (Not for Publication)

v.  
Furlow

The judgment is affirmed.

Ashmann-Gerst, J.

We concur: Doi Todd, Acting P.J.  
Chavez, J.

April 18, 2007 (Continued)

## DIVISION TWO (continued)

B193372 People (Not for Publication)

V.  
Murillo

The Court:

The judgment is affirmed.

Boren, P.J., Doi Todd, J., Ashmann-Gerst, J.

B188516 Crusader Insurance Company (Not for Publication)

V.  
USF&G Insurance Co.

The judgment is affirmed. USF&G shall recover costs on appeal.

Ashman-Gerst, J.

We Concur: Boren, P. J.  
Chavez, J.

B190614      Arnold      (Not for Publication)

V.  
R.A. Atlas Corporation et al.

The purported appeal by Atlas is dismissed. The judgment is affirmed. Arnold is entitled to costs on appeal.

Ashmann-Gerst, J.

We concur: Doi Todd, Acting P.J.  
Chavez, J.

April 18, 2007 (Continued)

DIVISION THREE

Court convened at 9:30 a.m.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Zaida G. Heraldez, Deputy Clerk.

Each of the following:

B190156 Famuyiwa v. Upward Bound House Inc.

B192731 DCFS v. Thomas V.

B189922 People v. Jesus Coronado

B191383 People v. Vallejo

Argument waived, cause submitted.

B193934     Al Friedman  
               v.  
               Richard Grosso

Merits:

Argued by Anthony Kornarens for appellant and by Lee Lubin for respondents. Cause submitted.

B192193     Xiao Min Yu et al  
               v.  
               Leung Kei Hui

Merits:

Argued by Hing-Sang Addison Lau for appellant and by Steven L. Sugars for respondents. Cause submitted.

Court recessed.

April 18, 2007 (Continued)

DIVISION THREE (continued)

Court reconvened at 1:30 p.m.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Zaida G. Heraldez, Deputy Clerk.

Each of the following:

B190538 People v. Kenneth Moore  
B190915 People v. Ray Weatherspoon

Argument waived, cause submitted.

B189021     Barbara Walker  
                 v.  
                 Washington Mutual Bank, FA

Merits:  
Argued by Thomas Hogue for appellant and by Michael Tannatt for respondent. Cause submitted.

B195944     Antoine Garabet et al  
                 v.  
                 Superior Court, Los Angeles County  
                 (Ara Boghosian, r.p.i.)

Merits:  
Argued by Keith Rozanski for petitioner and by Dana C. Reimus for real party in interest. Cause submitted.

April 18, 2007 (Continued)

DIVISION THREE (continued)

B190776 Columbia Credit Services, Inc.

v.

Taylor Billingslea

Merits:

Argued by Omatshola Dafeta for appellant and by Stephanie Finelli for respondent. Cause submitted.

B190427 Augusto Ticconi

v.

Blue Shield of California Life & Health Insurance Company

Merits:

Argued by Timothy Morris for appellant and by John M. LeBlanc for respondent. Cause submitted.

Court adjourned.

DIVISION FOUR

B188976 People (Not for Publication)  
v.  
Garcia

The judgment is conditionally reversed. The matter is remanded to the trial court to conduct in camera proceedings as set forth in this opinion. If the review of the personnel records reveals discoverable information, the court shall disclose the information to the defense and provide it with an opportunity to develop any evidence. If appellant can demonstrate a reasonable probability that the outcome of the trial would have been different had the discovered evidence been admitted, the court shall order a new trial. If the in camera examination reveals no discoverable information or fails to lead to admissible evidence that the court believes would have established a reasonable probability of a different outcome, the court must reinstate the original judgment.

Manella, J.

We concur: Epstein, P.J.  
Willhite, J.

## DIVISION FIVE

B191529      People  
v.  
Anthony Zamora

Filed order vacating submission order of April 10, 2007. Awaiting decision of the California Supreme Court in *Peo v. Towne* (S125677); *People v. French* (S148845); *People v. Hernandez* (S148974); *People v. Prado* (S148914); *People v. Mvuemba* (S149247); or *People v. Sandoval* (S148917). Depending on resolution of the issues raised in any or more than one of these cases, the court will order prompt briefing and resubmission of the matter as is appropriate.

April 18, 2007 (Continued)

## DIVISION FIVE (continued)

B190206      People  
v.  
Christian Villegas

Filed order vacating submission order of April 10, 2007. Awaiting decision of the California Supreme Court in *Peo v. Towne* (S125677); *People v. French* (S148845); *People v. Hernandez* (S148974); *People v. Prado* (S148914); *People v. Mvuemba* (S149247); or *People v. Sandoval* (S148917). Depending on resolution of the issues raised in any or more than one of these cases, the court will order prompt briefing and resubmission of the matter as is appropriate.

## DIVISION SIX

B190014 People (Not for Publication)  
v.  
Saltzman

The judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.  
Coffee, J.

B190014      People      (Not for Publication)  
v.  
Saltzman

The judgment is affirmed.

Perren, J.

We concur:    Gilbert, P.J.  
                         Coffee, J.



April 18, 2007 (Continued)

## DIVISION SIX (continued)

B194512 Knight (Certified for Publication)  
v.  
Ferguson

The order is affirmed. Costs are awarded to respondents on appeal.

Gilbert, P.J.

We concur: Coffee, J.  
Perren, J.

B189004      People  
v.  
Zamora

Filed order denying petition for rehearing.

B194512 Knight  
v.  
Ferguson

Filed order granting petition for rehearing.

## DIVISION SEVEN

B192389 People (Not for Publication)  
v.  
Cho et al.,

The judgment is affirmed.

Zelon, J.

We concur: Perluss, P.J.  
Woods, J.

## DIVISION SEVEN (continued)

B188799 People (Not for Publication)

V.

# Mullicane

The judgment is modified to reduce the restitution fine to \$10,000 and to increase the stayed parole revocation fine to the same amount. In all other respects, the judgment is affirmed.

Zelon, J.

We concur: Perluss, P.J.

Woods, J.

B188960 People (Not for Publication)

V.

Ramos

The judgment is affirmed.

Zelon, J.

We concur: Perluss, P.J.

Woods, J.

B187413 People (Not for Publication)

V.

Broomfield

The judgment is affirmed.

Zelon, J.

We concur:   Johnson, Acting P.J.

Woods, J.

## DIVISION SEVEN (continued)

[illegible]

The judgment is affirmed.

Perluss, P.J.

We concur:   Johnson, J.  
                      Zelon, J.

B190656      Kobbervig-Harrell      (Not for Publication)  
v.  
Nike, Inc., et al.,

The judgment is affirmed as to Erica Bullard, Pete Ferrer and Beth Habes. The judgment is reversed as to Nike. The trial court is directed on remand to issue a new and different order granting Nike's summary adjudication motion as to the claims for wrongful termination in violation of public policy, gender discrimination, race discrimination, retaliation, harassment and failure to take steps to prevent harassment and discrimination from occurring and denying the summary adjudication motion as to the failure-to-accommodate claim and to conduct further proceedings not inconsistent with this appeal. Bullard, Ferrer and Habes are to recover their costs on opinion. Kobbervig-Harrell and Nike are to bear her and its own costs on appeal.

Perluss, P.J.

We concur:   Johnson, J.  
                          Zelon, J.

## DIVISION EIGHT

B184961 People (Not for Publication)

V.  
Frederico Y.,

The matter is remanded to the juvenile court with directions to make proper findings, on a more fully developed record, regarding Frederico's educational needs. The findings shall to be forwarded to the director of the CYA in an amended commitment order, together with Frederico's IEP if one is prepared. The order committing Frederico to the CYA is otherwise affirmed.

Flier, J.

We concur: Cooper, P.J.  
Rubin, J.

B190275 People (Not for Publication)

V.  
Khodayari

The judgment is affirmed.

Flier, J.

We concur: Cooper, P.J.  
Boland, J.

B188613 People

V.  
Imran Q.,

In re Imrano Q., a Person Coming Under the Juvenile Court Law.

Filed order modifying opinion. (No change in the judgment)